

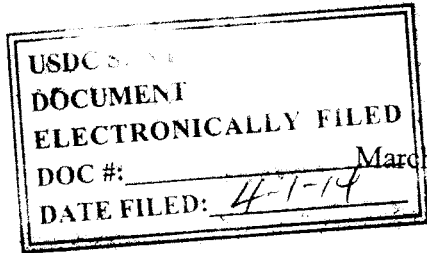
New York
White Plains Plaza
One North Broadway
White Plains, NY 10601-2310

914-997-0500 Telephone
914-997-0035 Fax

www.lowey.com

Pennsylvania
Four Tower Bridge
200 Barr Harbor Drive, Suite 400
West Conshohocken, PA 19428-2977

610-941-2760 Telephone
610-862-9777 Fax



BY HAND AND ECF
Honorable Vincent L. Briccetti
United States Courthouse
300 Quarropas Street, Room 630
White Plains, NY 10601

**APPLICATION GRANTED
SO ORDERED:**

WBR
Vincent L. Briccetti, U.S.D.J.
Dated: 4/1/14
White Plains, NY

Re: *Miller v. Well Fargo Bank, N.A., et. al.*, No. 13-cv-01541-VB

Dear Judge Briccetti:

This law firm represents plaintiff Wayne Miller in the action referenced above (the "Action").

Pursuant to the Court's direction in its order dated February 7, 2014, we are writing to provide an update regarding the status of the Action in light of the proposed settlement in *Fladell v. Wells Fargo, N.A.*, No. 13-cv-60721-FAM (S.D. Fla.). Specifically, on March 5, 2014, the *Fladell* plaintiffs filed a motion seeking preliminary approval of a settlement agreement. The *Fladell* settlement seeks to resolve claims on behalf of a national class that includes the proposed New York class in this action. Following a hearing, on March 17, 2014, the Hon. Federico Moreno certified a national class for settlement purposes, granted preliminary approval of the settlement, and scheduled a final hearing on the fairness of the settlement for September 18, 2014. A copy of the March 17, 2014 order in *Fladell* is enclosed for this Court's convenience.

Under the circumstances, the parties jointly request that this Court continue the stay on all deadlines in this action pending Judge Moreno's decision following the fairness hearing on September 18, 2014. We suggest that the parties provide an update on the status of the *Fladell* settlement by September 30, 2014.

Respectfully,

David Harrison
David Harrison

cc: Lisa J. Fried, Esq.